



SPK

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Manabu KANZAKI

Art Unit: 1742

Application No.: 10/743,382

Examiner: Roe, J. R.

Filed: December 23, 2003

Attorney Dkt. No.: 12054-0022

For: NICKEL ALLOY AND MANUFACTURING METHOD FOR THE SAME

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

April 27, 2007

Sir:

In response to the Office Action dated February 16, 2007, Applicant requests reconsideration of the rejection of all claims. Currently, claims 1-3 and 10-12 are before the Examiner for consideration on their merits.

In review, the rejection based on the Smith patent has been withdrawn in light of the response of November 2, 2006.

However, a new rejection is made, wherein all claims stand rejected under 35 U.S.C. § 103(a) based on United States Patent No. 3,565,611 to Economy.

For claim 1, the Examiner alleges that Economy establishes a *prima facie* case of obviousness since it discloses a composition that overlaps that